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RESTRICTED

STANDARD FORM NO. 64

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Office Memorandum • UNITED STATES GOVERNMENT

OGC HAS REVIEWED.

TO : General Counsel

DATE: 21 January 1948

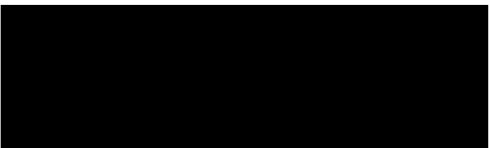
FROM : Chief, E & R Section, Commo. Div.

SUBJECT: Patent Information.

An opinion concerning reservation of commercial patent rights by engineers employed on government research problems is requested for use by this office. Assuming that security measures have been satisfied a patent problem can develop under one of three situations:

1. The engineer designs and develops a circuit or device having commercial possibilities under orders from superiors.
2. The engineer designs and develops on his own initiative a circuit or device having a commercial possibility in the field of laboratory interest.
3. The engineer designs and develops on his own initiative a device having a commercial possibility which is outside the field of laboratory interest.

If commercial rights can be reserved by the engineer where a royalty free right has been assigned to the Government, does the Government assume patent processing expense? Where all rights are reserved it is assumed that the engineer will pay patent application fees.



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